

**ORIGINAL**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

**IN RE: REFCO INC. SECURITIES LITIGATION**

Case No. 1:07-md-1902

**MARC S. KIRSCHNER, As Trustee of the Refco  
Litigation Trust,**

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ELECTION
DOC #:
DATE FILED: 8/5/08

Plaintiff,

v.

GRANT THORNTON LLP, MAYER BROWN,  
ROWE & MAW, LLP; ERNST & YOUNG U.S.  
LLP; PRICE WATERHOUSECOOPERS LLP;  
CREDIT SUISSE SECURITIES (USA) LLC (Vida  
CREDIT SUISSE FIRST BOSTON LLC); BANC  
OF AMERICA SECURITIES LLC; DEUTSCHE  
BANK SECURITIES INC.; PHILLIP R.  
BENNETT; SANTO C. MAGGIO; ROBERT C.  
TROSTEN; TONE N. GRANT; REFCO GROUP  
HOLDINGS, INC.; LIBERTY CORNER CAPITAL  
STRATEGIES, LLC; WILLIAM T. PIGOTT; EMF  
FINANCIAL PRODUCTS, LLC; EMF CORE  
FUND, LTD.; DELTA FLYER FUND, LLC; ERIC  
M. FLANAGAN; INGRAM MICRO, INC.; CIM  
VENTURES, INC.; BECKENHAM TRADING CO.  
INC.; ANDREW KRIEGER; COAST ASSET  
MANAGEMENT, LLC (f/k/a COAST ASSET  
MANAGEMENT LP); CS LAND  
MANAGEMENT, LLC; and CHRISTOPHER  
PETITT.

Case No. 1:07-cv-11604 (GEL)

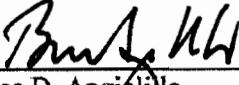
Defendants.

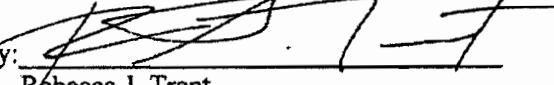
**STIPULATION OF COMPLIANCE WITH AMENDED  
STIPULATION AND AGREED CONFIDENTIALITY ORDER**

IT IS HEREBY STIPULATED AND AGREED, by and among the parties hereto,  
through their undersigned counsel, that the parties hereto shall comply with the terms of and  
shall be afforded the protections of the Amended Stipulation and Agreed Confidentiality Order  
(the "Stipulation and Order") entered by the Court in the above-captioned action on February 8,

2008 and attached hereto with respect to the production of any discovery materials by non-party Blackstone Management Associates IV, LL.C. or any of its affiliates, parents, related companies, successors, or assigns in response to the subpoena served upon it by counsel for Plaintiff. Plaintiff agrees to promptly file this Stipulation with the Court and serve it upon counsel for the parties to this action in accordance with Paragraph 30 of the Stipulation and Order.

Consented and agreed to this 30<sup>th</sup> day  
of July, 2008 by:

By:   
Bruce D. Angiolillo  
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& BARTLETT LLP  
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New York, New York 10017  
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Attorney for Non-Party  
The Blackstone Group, L.P.

By:   
Rebecca J. Trent  
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New York, New York 10010  
Tel: (212) 849-7000  
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Attorney for Plaintiff Marc S. Kirschner,  
As Trustee of the Refco Litigation Trust

**SO ORDERED:**

  
U.S.D.J.  
8/1/08